

Adopted	Rejected
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COMMITTEE REPORT

YES:	9
NO:	1

MR. SPEAKER:

*Your Committee on Judiciary, to which was referred Senate Bill 104, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 16-37-1-9 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) A local
- 5 health department may make a charge under IC 16-20-1-27 for each
- 6 certificate of birth, death, or stillbirth registration.
- 7 (b) If the local department of health makes a charge for a certificate
- 8 of death under subsection (a), a one dollar (\$1) coroners continuing
- 9 education fee must be added to the rate established under
- 10 IC 16-20-1-27. The local department of health shall deposit any
- 11 coroners continuing education fees with the county auditor within thirty
- 12 (30) days after collection. The county auditor shall transfer
- 13 semiannually any coroners continuing education fees to the treasurer
- 14 of state.
- 15 (c) **If the local department of health makes a charge for a**
- 16 **certificate of birth under subsection (a), a two dollar (\$2) civil**

indigent fee must be added to the rate established under IC 16-20-1-27. The local department of health shall deposit the civil indigent fee in the civil indigent fund (IC 34-10-1-2) not later than thirty (30) days after collection. Fees deposited in the civil indigent fund do not revert to the state.

(d) Notwithstanding IC 16-20-1-27, a charge may not be made for furnishing a certificate of birth, death, or stillbirth registration to a person or to a member of the family of a person who needs the certificate for one (1) of the following purposes:

(1) To establish the person's age or the dependency of a member of the person's family in connection with:

(A) the person's service in the armed forces of the United States; or

(B) a death pension or disability pension of a person who is serving or has served in the armed forces of the United States.

(2) To establish or to verify the age of a child in school who desires to secure a work permit."

Page 1, line 2, delete "Subject to".

Page 1, line 3, delete "subsection (d), if" and insert "If".

Page 1, line 5, delete "court" and insert "court:".

Page 1, delete line 6.

Page 1, line 7, after "(1)" insert "**shall**".

Page 1, line 9, after "(2)" insert "**may**".

Page 1, line 13, delete "counsel defense".

Page 1, line 14, delete "court with civil jurisdiction" and insert "**county**".

Page 1, line 14, delete "appropriated to a" and insert "**deposited in the**".

Page 1, line 15, delete "court's".

Page 1, line 15, delete "counsel defense".

Page 1, line 17, after "section." insert "**Funds in the indigent civil fund may be disbursed in accordance with rules adopted by the majority of judges having jurisdiction over civil cases in a county.**".

Page 2, line 1, delete "The court may order the:" and insert:

"(d) The reasonable attorney's fees and expenses of an attorney appointed to represent an applicant under this chapter shall be paid from the civil indigent fund under subsection (c) or from money appropriated to the court:

- 1 **(1) appointing the attorney, if the action was not transferred**
- 2 **from another county; or**
- 3 **(2) from which the action was transferred, if the action was**
- 4 **transferred from another county."**

5 Page 2, delete lines 2 through 26.

6 Renumber all SECTIONS consecutively.

(Reference is to SB 104 as reprinted February 27, 2001.)

and when so amended that said bill do pass.

Representative Sturtz